IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE EIGHTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

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WRIT PETITION NO : 14750 of 2005

Between:

1. P. Raghava Rao, S/o. Punnaiah, A.P. Tourism Development Corporation, Vijayawada, Krishna District.

2. S. Rajit, S/o. Late S. Charles, A.P. Tourism Development Corporation, Water Fleet Unit, Rushikonda, Visakhapatnam, Visakhapatnam District.

..... PETITIONERS

AND

The Managing Director, Tourism House,
A.P. Tourism Development Corporation, 3-5-891, Himayatnagar, Hyderabad.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an order or direction more particularly one in the nature of declaring the action of the respondent in not considering petitioners cases for promotion as Supervisors in the existing vacancies as per G.O.Ms.No. 5, dt. 14-2-2003 is arbitrary, illegal, violation of Articles 14 and 16 of the constitution of India, discrimination and consequently direct the respondent to consider petitioners case for promotion as Supervisors by considering their representation dt. 10-5-2005.

Counsel for the Petitioners: MR.K.VENKATESWARLU

Counsel for the Respondent: MR.NANDIGAM KRISHANA RAO

The Court at the admission stage made the following:

ORDER:

This writ petition is filed by the petitioners aggrieved by the action of the respondent in promoting one Mr.Pavan Kumar, who was working as a General Helper Grade II, to the post of 'General Helper to Junior Assistant'.

It is stated that the petitioners were appointed as Boat Drivers. It is also stated that they have passed SSC and also obtained certificates in Fisheries Training including Boat Driving. It is further stated that as the petitioners belong to Scheduled Caste, they are entitled for promotion in terms of G.O.Ms.No.5, Social Welfare (SW.ROR.1) Department, dated 14.02.2003. Now, the grievance of the petitioners is that their cases are not considered for promotion in terms of the above referred G.O., though they are entitled and eligible for being promoted to the post of Supervisors. The petitioners also contend that under similar circumstances, the Corporation itself has promoted one Mr.Pavan Kumar from the post of 'General Helper Grade-II' to the post of 'Junior Assistant'. Therefore, it is contended that it is proper for the respondent to consider the cases of the petitioners also.

Heard the learned counsel for the petitioners and the learned counsel appearing for the respondent-Corporation.

In the circumstances, the respondents are directed to consider the representations of the petitioners. If the there are vacancies and if the petitioners are found eligible for promotion, it is for the respondent-Corporation to consider and pass appropriate orders expeditiously.

The writ petition is accordingly disposed of. No costs.

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08.07.2005

Note: Issue CC in three days

(b/o)

VGB

To

1. The Managing Director, Tourism House, A.P. Tourism Development Corporation, 3-5-891, Himayatnagar, Hyderabad.

2. 2CD copies.